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November 27, 2002

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**Memorandum of Ex Parte Communication**

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
1W-A325-Lobby  
Washington, D.C. 20554

Dear Ms. Dortch:

Re: CC Docket No. 01-338, Review of the Section 251 Unbundling  
Obligations of Incumbent Local Exchange Carriers

CC Docket No. 96-98, Implementation of the Local Competition  
Provisions in the Telecommunications Act of 1996

CC Docket No. 98-147, Deployment of Wireline Services Offering  
Advanced Telecommunications Capability

On November 26, 2002, Dr. Howard Shelanski spoke by telephone with members of the Wireline Competition Bureau. The WCB participants were William Maher, Jr. (Chief, WCB), Jeff Carlisle (Senior Deputy Bureau Chief), Scott Bergmann (Legal Counsel to the Bureau Chief), Rich Lerner (Associate Bureau Chief and Chief of Staff), Michelle Carey (Competition Policy Division Chief), Tom Navin (Deputy Chief) and Julie Veach (Staff Attorney). The meetings were on behalf of BellSouth, SBC, Qwest and Verizon.

Dr. Shelanski discussed the required impairment analysis for the continued offering of existing unbundled network elements and transition plan considerations for customers currently served via UNEs. He stated that the FCC should not modify its local use and commingling conditions for the conversion of existing special access services to EELs. Finally, Dr. Shelanski discussed the proper regulatory treatment of facilities used to provide both local services and non-local services.

We are submitting the original and one copy of this Memorandum to the Secretary in accordance with Section 1.12 of the Commission's rules. Please include a copy of this submission in the record of the above-listed proceedings. Also, please stamp and return the provided copy to confirm your receipt. You may contact me at (202) 326-8889 should you have any questions.

Sincerely,

cc: W. Maher, Jr  
J. Carlisle  
S. Berginann  
R. Lerner  
M. Carey  
T. Navin  
J. Veach